

Roberson  
Seized  
from lots  
referred in  
1901 court  
affidavit  
Roberson.

No. 3845

The State of Texas of the County of Austin  
County of Austin to Summer Term 1901 —  
To Hon. L. M. Moore  
Judge of said Court.

That Plaintiff Catherine Roberson who lives in her own right and as natural Guardian and next friend to her minor daughter Fays Roberson, Plaintiff —  
complaining of P. A. Roberson, X B. Roberson —  
Guy Roberson and Emmett Roberson —  
~~defendants~~ would respectfully represent —  
~~both plaintiffs and defendants~~ before the Court —  
to the Court, that Plaintiff Catherine Roberson is the surviving widow of John E. Roberson deceased, who died in said Austin County on or about the day of 1900, that said Fays Roberson is the only child the issue of the marriage between Plaintiff and ~~deceased~~  
said John E. Roberson <sup>who no legal guardian</sup> died — that said P. A. Roberson is a brother of said John E. Roberson and that defendants X B., Guy and Emmett Roberson are children of said John E. Roberson who died, by a former marriage, that said Guy & Emmett Roberson are minors under the age of twenty-one years and have no legal Guardian, that said John E. Roberson died at the date of his marriage with Plaintiff Catherine, on or about July 14, 1891, owning a home on the Corporation town tract of the town of San Felipe, being lots 142, 143, 181, 182, 183, 202, 203, 204, 247, 248, 249, 268, 269, 270 — ~~310, 311, 312~~ — 139, 140, 141, 184, 185, 186, 199, 200, 201, 250, 251 & 252 conveyed by said John E. Roberson died by O. G. Cannon & wife by deed dated Dec 22, 1880, which deed is recorded in Book X pages 327 & 8 — deed records of Austin County Texas — also lot 426, said

for ever & shall be conveyed to said John E. Robinson and his wife or whenever dead, by the clear & general act of the heirs of Sam Felipe by deed dated April 11, 1884 recorded in said Austin County deed records in vol. 3, page 61, all of which lots comprising about twenty acres of land was the home place of said P. A. Robinson and continued after the homestead of said John E. Robinson deceased. And Plaintiff Catherine, up to the time of his death in the Spring or summer of 1888 and is now the surviving heir to the home place of Plaintiff Catherine and said minor children, that said John E. Robinson at the time of his marriage with Plaintiff Catherine also owned lot No 3, in block No 24, in the new addition to the town of San Felipe, which last mentioned lot was conveyed to said John E. Robinson by deed of date Apr 30, 1889, from said clear & general act of the Town of San Felipe which deed is recorded in said deed records in vol 17, page 1080109, that on the 1<sup>st</sup> day of August 1895, defendant P. A. Robinson and John E. Robinson deceased bought in Partnership from John Hill 98 acres of land in Austin County Texas near said town Corporation described in said deed from said Hill to said Robinsons as follows, "All that certain tract or parcel of land being a part of the lower half of the S F & San League about four miles above the town of San Felipe in Austin County Texas, Beginning at a stake on the NW side of the San Felipe and Bellville road set for North Cr.

of a tract of land hereof have conveyed  
by said John Hill to sue Kurz, whence  
thence said road N 46° W 455 rods to a stake  
including a string of fence on this line,  
thence S 45° W 122 1/2 rods to a stake of N 45° E  
from said string of fence, whence S 45° E  
455 1/2 rods to a stake in said Kurz line  
line, thence with said line N 45° E 120 1/2  
rods to the place of beginning  
which deed from said John Hill & said  
P A Robinson is on record in  
vol 17, pages 109 & 110. of said Austin County  
and records - that said 98 acres of land  
meas at the time of the death of said  
John E Robinson, owned jointly by said  
P A Robinson & John E Robinson, each  
owning an undivided one half thereof  
that the same is still owned jointly by  
said P A Robinson and Elizabeth Catherine  
& Fay Robinson, and said P B. Lucy & Ernest  
Robinson, that Elizabeth Catherine owns  
in her own right an undivided one  
half of one half thereof or one fourth  
of the whole tract - that said Elizabeth  
Fay Robinson, & B Robinson, Lucy Robinson  
and Ernest Robinson, own jointly  
an undivided one half of one half  
thereof in equal portions, said one  
half of said 98 acres being the property  
jointly to John P. Robinson and  
Elizabeth Catherine, that all the other  
land hereinbefore mentioned was the  
separate property of said John E Robinson  
now deceased. And is owned jointly by said  
children, viz., Elizabeth Fay, Robinson



house which improvement is worth \$100.00 could build a house & household of the value of \$150.00 that she owns an interest in said homestead in addition to her's life estate equal to the value of said improvements - Plaintiff requests that there is considerable Community property between herself & said John G. Robison one dec'd that she owns household furniture also that she owns as her own separate property a bed room Suite, sewing machine, buggy and some other articles of household furniture, an itemized bill of which Community & separate property will be furnished on the trial hereof - Plaintiff herein also shows to the Court that Mr. Administration has been had on the Estate of said John G. Robison deceased nor is administration necessary thereon, also that all the said town lots are used & have been for many years used as a farm & is also long been used by said John G. Robison this family as a home & it is upon these lots that the residence, barns, etc improvements, that since 1895, the said 98 acres of land has also been used for farming by said John G. Robison and is a part of pasture of the said homestead, therefore Plaintiff, Catharine, says that in the partition of said property she is entitled to have set apart to her as a homestead for herself and said minor children all of said real estate except the 2 of said 98 acres.

That under the last she is entitled to  
One third of all the personal property which  
in the trial may be shown to have been  
owned by said Father & Mother at the  
date of his marriage with Plaintiff Catherine  
And 10 1/2 of all the said personal property  
which may be shown to have come into  
the possession of said John & Holmes  
And this Plaintiff Catherine after their  
said marriage, with the Alleges all of  
said personal property to be Community  
property of herself & said John & Holmes  
deceased, Plaintiff Catherine says that  
she other minor Child Mary, has no other  
now ~~has~~ than that are herein described  
comes no other property,

Borned Plaintiff Catherine  
for herself & her said Minor daughter Mary  
during this suit, And prays process to  
each & all the said defendants to appear there  
and to them to appear before the  
next regular Term of Leon County  
Court to be held in Bellville Leon  
County Texas on the 17<sup>th</sup> day of June  
1901. At the hearing before Plaintiff Catherine  
says that a Marshal be appointed  
to represent the interest of each & all  
of said minors in this cause - and  
prays for a Partition of all the said  
Property shown to belong equally to the  
said O A Robinson & the other parties to  
this suit, That Commissioners be appointed  
make such partition of said property  
Real & personal in kind, that all the

rest of said property real & personal  
after giving to said P A Robinson his  
share thereof be set aside to Plaintiff  
Catherine & said Minor Children for  
their use as a home & to be managed  
& controlled by Plaintiff Catherine, but  
should the Court find that all of said  
property except such as said P A Robinson  
shall receive, ought also to be partitioned  
between Plaintiff Catherine & Fay Robinson  
and X B. Lewis; & Ernestt Robinson, then  
<sup>and Catherine</sup> the Court shall direct that her share of all of said  
property Real & personal be set aside to her  
~~and according~~ according to her interest therein as  
hereinbefore stated or as may be shown  
to the Court & to said defendants & B. Guy  
& Ernestt Robinson & help Fay Robinson  
her respective shares as herein stated as  
so many appear to the Court to be right  
& proper, encumbered however with  
the life estate of Plaintiff Catherine and  
also encumbered with her homestead  
rights, And for Costs of suit and for  
all such orders as plaintiff & said Fay  
Robinson & may be entitled either in law  
or equity & for General relief.

John P. Bell  
Atty for Plaintiff

No. 3845

Matthew Wilson  
et al

Original Plan  
No. 3  
Particulars

P. A. Robinson

Architect

Filed May 28<sup>th</sup> 1901

Ex Officio No. 6, 116